

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO.: 1:23-cv-22352-RNS

THE SMILEY COMPANY SPRL,

Plaintiff,

v.

THE INDIVIDUALS, PARTNERSHIPS, AND  
UNINCORPORATED ASSOCIATIONS  
IDENTIFIED ON SCHEDULE “A,”

Defendants.

/

**PLAINTIFF’S MOTION TO UNSEAL**

Plaintiff, The Smiley Company SPRL (“Smiley” or “Plaintiff”), by and through its undersigned counsel, hereby moves this Court for an Order unsealing all documents that have been restricted/sealed from the Court docket and returning all portions of the Court file to the public records. As grounds therefore, Plaintiff states:

1. On June 29, 2023, Plaintiff filed its Ex Parte Motion for Entry of Temporary Restraining Order, Preliminary Injunction, and Order Restraining Transfer of Assets (the “Ex Parte Motion for TRO”) [ECF No. 7], together with the supporting Declarations and Exhibits, pursuant to Local Rule 5.4(d), which requires, unless the Court directs otherwise, ex parte filings be restricted from public view. That same day Plaintiff also filed its Ex Parte Motion for Order Authorizing Alternate Service of Process on Defendants (the “Ex Parte Motion for Alternate Service”) [ECF No. 8].

2. On July 10, 2023, the Court issued a Sealed Order Granting Plaintiff’s Ex Parte

Application for Entry of Temporary Restraining Order (the “Sealed Temporary Restraining Order”) [ECF No. 17], as well as a Sealed Order Authorizing Alternative Service of Process (the “Sealed Alternate Service Order”) [ECF No. 18]. Upon receipt, Plaintiff served the Sealed Temporary Restraining Order on the requisite financial institutions to restrain Defendants’ financial accounts at issue.

3. Plaintiff confirmed the restraints of Defendants’ accounts and has served the Complaint, Summons, Sealed Temporary Restraining Order, and all pleadings and filings in this matter on each Defendant in this action by: (1) providing the address to Plaintiff’s designated Serving Notice Website to Defendants via e-mail, on July 24, 2023, to the e-mail accounts provided by the e-commerce platform associated with each of the Seller IDs, and (2) by posting a copy of all documents filed in this matter at the service website <https://www.dropbox.com/scl/fo/ftazryndvzffe6xefmbdx/h?dl=0&rlkey=5c3ljw0qeo5yfxfruk1srrsz5>.

*See Proof of Service, [ECF No. 29].*

4. As a seal on this matter is no longer required, Plaintiff respectfully requests this matter be unsealed and the portions of the docket relating to Plaintiff’s Ex Parte Motion for TRO, together with all other documents that have been restricted from the Court docket, be returned to the public portions of the Court file.

WHEREFORE, Plaintiff respectfully requests this Court issue an Order unsealing all documents filed with the Court that have been restricted from the Court docket and direct the Clerk to return those portions of the Court file to the public records.

Date: July 28, 2023

Respectfully submitted by,

**Javier Sobrado**

Javier Sobrado

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